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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SIX

THE PEOPLE,

Plaintiff and Respondent,

v.

FRANCISCO RAMIREZ
LOPEZ, JR.,

Defendant and Appellant.

2d Crim. No. B302759
(Super. Ct. No. 2018018415)
(Ventura County)

In October 2018, Francisco Ramirez Lopez, Jr., pled guilty to assault with a semiautomatic firearm (Pen. Code,¹ § 245, subd. (b)), and admitted an allegation that he personally used a firearm during the commission of his crime (§ 12022.5, subd. (a)(1)). At a hearing the following month, the trial court sentenced Lopez to six years in state prison, and ordered him to pay a \$300 restitution fine (§ 1202.4) and a criminal justice administrative fee of \$534.48 (Gov. Code, § 29550 et seq.). The

¹ Undesignated statutory references are to the Penal Code.

court found that Lopez lacked the ability to pay a probation investigation fee (§ 1203.1b), and did not impose it. Lopez did not object to the imposition of the restitution fine or administrative fee, and did not appeal from the judgment.

In October 2019, Lopez requested that the trial court modify his sentence by striking the restitution fine. (See *People v. Dueñas* (2019) 30 Cal.App.5th 1157.) The court denied Lopez's request.

We appointed counsel to represent Lopez in his appeal from the denial of his sentence modification request. After counsel examined the record, he filed an opening brief that raises no arguable issues. On February 24, 2020, we advised Lopez by mail that he had 30 days within which to submit any contentions or issues he wished us to consider. We have not received a response.

We have reviewed the entire record and are satisfied that Lopez's attorney fully complied with his responsibilities and that no arguable issue exists. (*People v. Wende* (1979) 25 Cal.3d 436, 441.)

The judgment is affirmed.

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TANGEMAN, J.

We concur:

GILBERT, P. J.

YEGAN, J.

Bruce A. Young, Judge

Superior Court County of Ventura

Scott H. Bentley, under appointment by the Court of
Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.